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Liquidating Trust*

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**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
RICHMOND DIVISION**

In re:	) Case No. 08-35653-KRH
	)
CIRCUIT CITY STORES, INC. <sup>1</sup> , et al.,	) Chapter 11
	)
Debtors.	) (Jointly Administered)
	)

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**ORDER ADDRESSING LIQUIDATING TRUST'S  
TWENTY-SECOND OMNIBUS OBJECTION TO HR PRIORITY  
CLAIM NUMBER 14620 OF RICHARD T. MILLER, JR.**

THIS MATTER having come before the Court on the *Liquidating Trust's Twenty-Second Omnibus Objection To Certain HR Priority Claims: Reclassify As General Unsecured (Deferred Compensation Claims – Top Hat)* (the “Objection”),<sup>2</sup> which requested, among other things, that Claim No. 14620 of Richard T. Miller, Jr. be reclassified, for those reasons set forth in the Objection; and it appearing that due and proper notice and service of the Objection as set forth therein and the hearing thereon (the “Hearing”) was good and sufficient and that no other further notice or service of the Objection or Hearing need be given; and it further appearing that no timely

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<sup>1</sup> The Debtors in these cases include: Circuit City Stores, Inc., Circuit City Stores West Coast, Inc., InterTAN, Inc., Ventoux International, Inc., Circuit City Purchasing Company, LLC, CC Aviation, LLC, CC Distribution Company of Virginia, Inc., Circuit City Properties, LLC, Kinzer Technology, LLC, Abbott Advertising Agency, Inc., Patapsco Designs, Inc., Sky Venture Corp, Prahs, Inc., XSSstuff, LLC, Mayland MN, LLC, Courchevel, LLC, Orbyx Electronics, LLC, and Circuit City Stores PR, LLC.

<sup>2</sup> Capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Objection.

response was received to the Objection by Richard T. Miller, Jr.; and it appearing that the relief requested in the Objection as provided herein is in the best interest of the Liquidating Trust, the Debtors' estates and creditors and other parties-in-interest; and after due deliberation thereon good and sufficient cause exists for the granting of the relief as set forth herein,

IT IS HEREBY ORDERED ADJUDGED AND DECREED THAT:

1. The Objection is SUSTAINED as set forth herein.
2. Claim No. 14620 shall be reclassified as a general unsecured claim and shall be allowed in the amount of \$36,106.96.
3. The Liquidating Trust shall serve a copy of this Order on Richard T. Miller, Jr. on or before five (5) business days from the entry of this Order.
4. This Court shall retain jurisdiction to hear and determine all matters arising from or relating to this Order.

Dated: Richmond, Virginia  
January \_\_\_\_, 2012

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HONORABLE KEVIN R. HUENNEKENS  
UNITED STATES BANKRUPTCY JUDGE

WE ASK FOR THIS:

TAVENNER & BERAN, PLC

/s/ Paula S. Beran  
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*Counsel to the Circuit City Stores, Inc. Liquidating  
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#### **CERTIFICATION OF ENDORSEMENT UNDER LOCAL RULE 9022-1(C)**

Pursuant to Local Bankruptcy Rule 9022-1(C), I hereby certify that the foregoing proposed order has been endorsed by or served upon all necessary parties.

/s/ Paula S. Beran  
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Paula S. Beran